



CHRISTOPHER D. CLEMENT, SR.
COMMISSIONER

JEFF BRILLHART, P.E.
ASSISTANT COMMISSIONER

APPENDIX 10-7

June 4, 2007

Town of Newington
Board of Selectmen
205 Nimble Hill Road
Newington, NH 03801

Re: **Newington, 11238C and 11238E**
Shattuck Way and Nimble Hill Road Reclassification

Dear Board of Selectmen:

The purpose of this letter is to officially reclassify, in accordance with RSA 228:36, Shattuck Way and Nimble Hill Road as Class V highways and thereby transfer maintenance control and responsibility of these roadways to the Town of Newington. These roads are being reclassified because they primarily serve local traffic needs and are no longer required for the State's transportation system.

The reclassification has been discussed with the Town on several occasions and has been documented. Please see the attached letters between the State and Town. Also, legislation, House Bill 834-L, was passed on June 6, 2003, which specifies that Shattuck Way (formerly River Road) and Nimble Hill Road be reclassified as Class V highways. The legislation states that the reclassification becomes effective 60 days after construction work is completed. As of December 21, 2006, all construction work for these roadways was complete.

The limits of this reclassification are described below and shown on the attached set of right-of-way plans of the Exit 4 interchange area.

Shattuck Way: Beginning at the intersection of the Spaulding Turnpike northbound Exit 4 off-ramp and running northerly and westerly beneath the Spaulding Turnpike and then southerly on a new alignment to the new intersection with Nimble Hill Road, a distance of approximately 3,500 feet. It is the Department's intent to maintain control of the intersection of the Spaulding Turnpike northbound ramps and Shattuck Way, and in doing so assure the safety of the ramps, particularly the northbound off-ramp.

Nimble Hill Road: Beginning at Nimble Hill Road Construction Center Line Station 504 + 50 on the westerly side of the intersection of Shattuck Way and Nimble Hill Road and continuing westerly the entire length of Nimble Hill Road, a distance of approximately 1.52 miles to the intersection of Nimble Hill Road and McIntyre Road at the boundary of the Pease Development Authority property. It is the Department's intent to maintain control of the intersection of Nimble Hill Road, Shattuck Way, and the Spaulding Turnpike southbound ramps, and in doing so assure the safety of the ramps, particularly the southbound off-ramp.

Portions of the Shattuck Way and Nimble Hill Road right-of-way layouts have been designated with "access control". Access control is a permanent restriction that was purchased by the Department as part of the right-of-way acquisition process, these restrictions are listed in the deed for each property where access control was purchased. The reason for access control is to limit future driveway access to the highway in order to promote the safe and efficient flow of traffic in the area. Part of the Town's maintenance responsibility is to insure that the access controls put in place remain in perpetuity.

The portions of the above roadways that have been designated with access control are shown on the attached plans by the symbols **LAROW** (Limited Access Right-of-Way) or **CAROW** (Controlled Access Right-of-Way). These sections of right-of-way have been embellished in yellow on the attached plans. In areas designated as LAROW, driveway access from properties abutting the roadway is prohibited. Driveway access to areas of CAROW is permitted, however, the number of driveways is limited to the points of access granted to each abutting parcel. The number of "access points", i.e. driveways allowed, and the location of where a driveway could be constructed, is shown on the attached right-of-way plans.

As of June 14, 2007, the New Hampshire Department of Transportation will no longer maintain the above-described sections of highway. As stated above, Shattuck Way and Nimble Hill Roads are being reclassified in accordance with RSA 228:36 as Class V highways. Therefore as of June 15, 2007 it will become the Town of Newington's responsibility to provide maintenance services for these sections of highway in accordance with the Town's standard highway maintenance policy. Future Block Grant Aid allocations will be adjusted to reflect the additional mileage of Class V highway resulting from this reclassification.

The Department requests the Town acknowledge this reclassification and transfer of maintenance responsibility by having the Selectmen sign below signifying their acceptance and agreement to provide future maintenance for Shattuck Way and Nimble Hill Road. Two copies of this letter are being provided, one copy to be retained by the Town and the other to be returned to the Department in the self-addressed stamped envelope provided.

I have asked Douglas DePorter, District 6 Engineer in your area, to assist you and answer any questions relative to this reclassification. Thank you for your assistance regarding this matter.

Sincerely,

Christopher D. Clement, Sr.
Commissioner

I concur _____
Jack O'Reilly
Chairman
Date _____

I concur _____
Cosmas Iocovozzi
Selectmen
Date _____

I concur _____
Jan Stuart
Selectmen
Date _____

CPO/WPJ/dmp
Enclosures

cc: William Janelle, Director of Operations
William Cass, Director of Project Development
William Watson, Planning & Community Assistance
William Lambert, Traffic
Caleb Dobbins, Highway Maintenance
Douglas DePorter, District 6
Charles Schmidt, Right-of-Way
Christopher Waszczuk, Turnpikes